

Oct-16-06

13:49

From-Akerman Senterfitt

5616596313

T-687

P.001/008

F-354

RECEIVED  
CENTRAL FAX CENTER

OCT 16 2006

Akerman Senterfitt  
ATTORNEYS AT LAW

Fort Lauderdale  
Jacksonville  
Los Angeles  
Madison  
Miami  
New York  
Orlando  
Tallahassee  
Tampa  
Tysons Corner  
Washington, DC  
West Palm Beach

Esperante Building  
222 Lakeview Avenue, Suite 400  
West Palm Beach, Florida 33401-6183

Post Office Box 3188 mail  
West Palm Beach, Florida 33402-3188

www.akerman.com

561 653 5000 tel 561 659 6313 fax



From: Stephan A. Pendorf

Date: October 16, 2006

PLEASE DELIVER 8 PAGE(S) (including cover sheet) TO:

Name:

Fax Number: 571-273-8300

Company: U.S. Patent and Trademark Office

Phone Number:

Please call (561) 653-5000, Ext. 30005 if you do not receive all the pages.

## Comments/Special Instructions

Re: Response to Notice to File Missing Parts  
U.S. Patent Application No. 10/568,038  
**PHOTOCHROMIC RELAXATION KINETIC METHOD**  
Our Docket No.: 4064-0006A

The information contained in this transmission may be a confidential attorney-client communication or may otherwise be privileged and confidential, intended only for the use of the individual or entity named above. If the reader of this transmittal is not the intended recipient or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original transmittal to us by mail. Thank you.

Client/Matter No: 42762/185667

Equitrac ID: 3104

{WP340590;1}

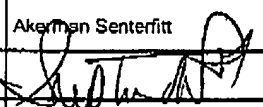
PTO/SB/21 (08-04)

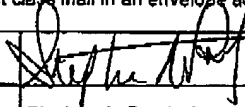
Approved for use through 07/31/2006, OMB 0551-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/568,038	<b>RECEIVED</b> <b>CENTRAL FAX CENTER</b>  <b>OCT 16 2006</b>
	Filing Date	February 13, 2006	
	First Named Inventor	Thomas Jovin	
	Art Unit	Unknown	
	Examiner Name	Unknown	
	Attorney Docket Number	4064,0006A	
Total Number of Pages in This Submission		8	

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Executed Declaration and Power of Attorney.
Remarks Authorization to charge any underpayment or credit any overpayment to Deposit Account No. 50-0951.		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Akerman Senterfitt	
Signature		
Printed name	Stephan A. Pendorf	
Date	October 16, 2006	Reg. No. 32,665

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	
Typed or printed name	Stephan A. Pendorf
Date	October 16, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED  
CENTRAL FAX CENTER

OCT 16 2006

In re application of: Thomas Jovin et al.

Appln. No.: 10/568,038

Confirmation No.: 2958

Filed: February 13, 2006

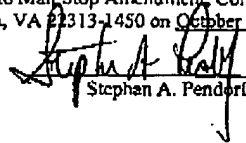
For: PHOTOCROMIC RELAXATION KINETIC METHOD

Attorney Docket No.: 4064-0006A

Customer No.: 30448

CERTIFICATE UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited either by facsimile to 571-273-8300 or with the U.S. Postal Service as First Class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 16, 2006.

  
Stephan A. Pendorf

Reg. No. 32,665

RESPONSE TO NOTICE TO FILE MISSING PARTS

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the Notice to File Missing Parts mailed September 14, 2006, (a copy of which is attached hereto), setting a two (2) month period for response, Applicants submit herewith:

1. Executed Declaration/Power of Attorney; and
2. A copy of the Notice to File Missing Parts
3. The surcharge of \$130.00 for the Declaration Late Filing Fee was paid at the time of filing the application on February 13, 2006.

{WP342489;1}

Application No: 10/568,038  
Response To Notice To File Missing Parts

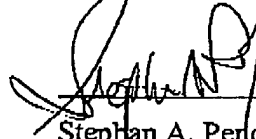
Attorney Docket No: 4064.0006A

4. Please charge any deficiencies or credit any overpayment to Deposit  
Account No. 50-0951.

**RECEIVED  
CENTRAL FAX CENTER**

**OCT 16 2006**

Respectfully submitted,



Stephan A. Pendorf  
Registration No. 32,665  
AKERMAN SENTERFITT  
222 Lakeview Avenue, Suite 00  
West Palm Beach, FL 33401  
Tel: (561) 653-5000

Date: October 16, 2006

{WP342489;1}

- 2 -



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/568,038	Thomas Jovin	4064006

INTERNATIONAL APPLICATION NO.
-------------------------------

PCT/EP04/08729

I.A. FILING DATE	PRIORITY DATE
------------------	---------------

08/04/2004

08/11/2003

30448

AKERMAN SENTERFITT

P.O. BOX 3188

WEST PALM BEACH, FL 33402-3188

CONFIRMATION NO. 2958

371 FORMALITIES LETTER



\*QC000000020421425\*

Date Mailed: 09/14/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/13/2006
- English Translation of the IA filed on 02/13/2006
- Copy of the International Search Report filed on 02/13/2006
- Preliminary Amendments filed on 02/13/2006
- Information Disclosure Statements filed on 08/08/2006
- Request for Immediate Examination filed on 02/13/2006
- U.S. Basic National Fees filed on 02/13/2006
- Substitute Specification filed on 02/13/2006
- Priority Documents filed on 02/13/2006
- Non-English Language Application filed on 02/13/2006
- Specification filed on 02/13/2006
- Claims filed on 02/13/2006
- Abstracts filed on 02/13/2006
- Drawings filed on 02/13/2006

RECEIVED  
DOCKETING

SEP 26 2006

AKERMAN SENTERFITT, P.A.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/568,038	PCT/EP04/08729	4064006

FORM PCT/DO/EO/905 (371 Formalities Notice)